

Steve W. Berman (*Pro Hac Vice*)
Jessica M. Thompson (*Pro Hac Vice*)
HAGENS BERMAN SOBOL SHAPIRO LLP
1918 Eighth Avenue, Suite 3300
Seattle, WA 98101
Telephone: (206) 623-7292
Facsimile: (206) 623-0594
Email: steve@hbsslaw.com
Email: jessicat@hbsslaw.com

Attorneys for Plaintiffs

[Additional counsel on signature page]

UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA

JOSE CHAVEZ, et al.,

Plaintiffs,

v.

FCA US LLC, et al.,

Defendants.

No. 3:16-cv-06909-EMC

STIPULATION AND [~~PROPOSED~~]
ORDER SELECTING ADR PROCESS

On February 10, 2017, the parties filed a Stipulation and Proposed Order to stay this action pending a decision by the Judicial Panel on Multidistrict Litigation on whether to centralize this action with a number of other similar actions in a multidistrict litigation (“MDL”; the “MDL Motion”); and

Counsel report that they have met and conferred regarding ADR and have reached the following stipulation pursuant to Civil L.R. 16-8 and ADR L.R. 3-5. The parties agree to participate in the following ADR process:¹

Private ADR: Private mediation by a mediator to be agreed upon by the parties.

Other requested deadline: The parties agree to hold the ADR session by a date to be determined after a decision has been rendered on the MDL Motion and after the operative complaint has been tested on motion(s) to dismiss.

¹ By entering into this stipulation, Defendants do not waive, and expressly preserve, all defenses, including all defenses concerning jurisdiction, service or otherwise.

1 Dated: February 14, 2017

HAGENS BERMAN SOBOL SHAPIRO LLP

2 /s/ Steve W. Berman

Steve W. Berman (*Pro Hac Vice*)

3 Jessica M. Thompson (*Pro Hac Vice*)

1918 Eighth Avenue, Suite 3300

4 Seattle, WA 98101

Telephone: (206) 623-7292

5 Facsimile: (206) 623-0594

Email: steve@hbsslaw.com

6 Email: jessicat@hbsslaw.com

7 *Attorneys for Plaintiffs*

8 Dated: February 14, 2017

SULLIVAN & CROMWELL LLP

9 /s/ Robert J. Giuffra, Jr.

Robert J. Giuffra, Jr. (*Pro Hac Vice*)

10 William B. Monahan (*Pro Hac Vice*)

11 Darrell S. Cafasso (*Pro Hac Vice*)

125 Broad Street

New York, New York 10004

12 Telephone: (212) 558-4000

13 Facsimile: (212) 558-3588

Email: giuffrar@sullcrom.com

14 Email: monahanw@sullcrom.com

Email: cafassod@sullcrom.com

15 *Attorneys for Defendant FCA US LLC*

16 Dated: February 14, 2017

CLEARY GOTTlieb STEEN & HAMILTON LLP

17 /s/ Matthew D. Slater

Matthew D. Slater (*Pro Hac Vice*)

18 2000 Pennsylvania Avenue, NW

Washington, D.C. 20006

19 Telephone: (202) 974-1500

20 Facsimile: (202) 974-1999

Email: mslater@cgsh.com

21 *Attorney for Defendant Robert Bosch LLC*

22 **Attestation Pursuant to Local Rule 5-1(i)(3):**

23 I, Steve W. Berman, am the ECF User whose identification and password are being used to
24 file the foregoing document. In compliance with Civil Local Rule 5-1(i)(3), I hereby attest that all
signatories have concurred in this filing.

25 Dated: February 14, 2017

HAGENS BERMAN SOBOL SHAPIRO LLP

26 /s/ Steve W. Berman

Steve W. Berman (*Pro Hac Vice*)

27 *Attorney for Plaintiffs*

1 **PURSUANT TO STIPULATION, IT IS SO ORDERED.**

2
3 Dated: 2/15/17

